

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

ENCOMPASS INSURANCE COMPANY OF  
MASSACHUSETTS,

Civil Action No. 1:05-cv-11693-RCL

Plaintiff,

vs.

JOSEPH D. GIAMPA, FREDERICK T.  
GIAMPA, ADVANCED SPINE CENTERS,  
INC., d/b/a FIRST SPINE REHAB, FUTURE  
MANAGEMENT CORPORATION, FUTURE  
MANAGEMENT BUSINESS TRUST,  
EDWARD KENNEDY, BRIAN J.  
CULLINEY, D.C. and JENNIFER  
McCONNELL, D.C.

Defendants.

**PLAINTIFF'S MOTION TO COMPEL ANSWERS TO INTERROGATORIES**

NOW COMES the plaintiff, Encompass Insurance Company of Massachusetts (hereinafter "Encompass"), pursuant to Fed. R. Civ. P. 37 and Local Rule 37.1 and respectfully requests that this Honorable Court enter an Order COMPELLING defendant, Joseph D. Giampa, to provide complete responses to Encompass' First Set of Interrogatories. Encompass hereby submits the within memorandum of law in support of the instant motion.

WHEREFORE, for all the reasons that follow, plaintiff, Encompass Insurance Company, respectfully requests that this Honorable Court enter an Order **COMPELLING** defendant, Joseph D. Giampa, to provide complete and accurate responses to Encompass' First Set of Interrogatories within twenty (20) days of this Court's Order.

Respectfully submitted,  
*Encompass Insurance Company*,  
By its attorneys,

/s/ Nathan A. Tilden

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Richard D. King, Jr., BBO#638142  
Nathan A. Tilden, BBO#647076  
Michael W. Whitcher, BBO#663451  
SMITH & BRINK, P.C.  
122 Quincy Shore Drive  
Quincy, Massachusetts 02171  
(617) 770-2214

Dated: June 25, 2007

**Certificate of Service**

I, Nathan A. Tilden, hereby certify that on this 25th day of June, 2007, this document was filed through the CM/ECF and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

\_\_\_\_/s/ Nathan A. Tilden\_\_\_\_\_

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CULLINEY, D.C. and JENNIFER  
McCONNELL, D.C.

Defendants.

**ORDER**

Whereas after consideration of plaintiff's Motion to Compel Answers to  
Interrogatories, it is hereby ORDERED and ADJUDGED:

- The defendant, Joseph D. Giampa, shall produce true and accurate responses to  
plaintiff's Interrogatories #s 3, 4, 6, 7, 8, 9, 12, 14, 16, and 23 within twenty  
(20) days of this Order.

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United States Magistrate Judge,  
Judith G. Dein

Dated: \_\_\_\_\_